

# SENATE JOURNAL

## THIRTY-SECOND LEGISLATURE—REGULAR SESSION.

### PROCEEDINGS

#### FIRST DAY.

Senate Chamber,  
Austin, Texas.

Tuesday, January 10, 1911.

In accordance with the laws of the State of Texas, the Senate of the Thirty-second Legislature met in the Senate Chamber in the Capitol in the City of Austin, at 12 o'clock, meridian, and was called to order by Lieutenant Governor A. B. Davidson.

Rev. H. M. Sears of Austin invoked the blessings of Almighty God upon the assembling of the Senate and the Thirty-second Legislature.

#### TEMPORARY ORGANIZATION.

The Chair announced the appointment of the following temporary officers:

Secretary, Clyde D. Smith of Wichita county; Journal Clerk, R. M. Gilmore of Van Zandt county. Sergeant-at-Arms, M. F. Hornbuckle of Bosque county; Doorkeeper, John A. Gano of Travis county.

#### ROLL CALL.

The Chair directed the Secretary to call the roll of the holdover Senators, and the following answered to their names:

W. N. Adams of Brown county, representing District No. 26, composed of the counties of Erath, Comanche, Mills, San Saba, McCulloch, Concho, Runnels, Coleman, Brown and Llano.

W. J. Bryan of Taylor county, representing District No. 28, composed of the counties of Palo Pinto, Stephens, Eastland, Callahan, Taylor, Nolan, Mitchell, Howard, Martin, Andrews, Glasscock, Midland, Ector, Winkler, Loving, Ward, Crane, Upton, Gaines, Yoakum, Terry, Lynn, Dawson, Borden, Garza, Kent, Scurry, Fisher, Stonewall, Haskell, Jones and Shackelford.

R. E. Cofer of Cooke county, rep-

resenting District No. 4, composed of the counties of Grayson and Cooke.

F. Charles Hume, Jr., of Harris county, representing District No. 16, composed of the counties of Harris, Fort Bend and Waller.

McDonald Meachum of Grimes county, representing District No. 15, composed of the counties of Leon, Madison, Grimes, Montgomery, Walker, San Jacinto and Polk.

John L. Peeler of Travis county, representing District No. 20, composed of the counties of Williamson, Travis, Burnet and Lampasas.

Tom W. Perkins of Collin county, representing District No. 5, composed of the counties of Collin, Hunt and Rains.

J. L. Ratliff of Delta county, representing District No. 2, composed of the counties of Red River, Titus, Franklin, Hopkins and Delta.

B. B. Sturgeon of Lamar county, representing District No. 3, composed of the counties of Fannin and Lamar.

H. B. Terrell of McLennan county, representing District No. 11, composed of the counties of McLennan, Falls and Milam.

C. V. Terrell of Wise county, representing District No. 31, composed of the counties of Denton, Wise and Montague.

Pierce B. Ward of Johnson county, representing District No. 10, composed of the counties of Ellis, Johnson and Hill.

F. C. Weinert of Guadalupe county, representing District No. 21, composed of the counties of Gonzales, Caldwell, Guadalupe, Comal, Hays and Blanco.

The Chair then directed the names of the Senators-elect to be called, stating that the Secretary of State had furnished to the Chair a certificate of the election of said members:

The following Senators answered to their names:

J. R. Astin of Brazos county, representing District No. 12, composed of the counties of Limestone, Freestone, Robertson and Brazos.

E. H. Carter of Shelby county, representing District No. 8, composed of the counties of Harrison, Rusk, Panola, Shelby and Gregg.

V. A. Collins of Jefferson county, representing District No. 14, composed of the counties of Nacogdoches, San Augustine, Sabine, Newton, Jasper, Tyler, Liberty, Hardin, Orange and Jefferson.

W. J. Greer of Van Zandt county, representing District No. 7, composed of the counties of Wood, Smith, Upshur, Van Zandt and Camp.

C. B. Hudspeth of El Paso county, representing District No. 25, composed of the counties of Kimble, Menard, Schleicher, Sutton, Tom Green, Coke, Sterling, Irlon, Pecos, Brewster, Presidio, Jeff Davis, El Paso, Val Verde, Edwards, Kinney, Uvalde, Madison, Zavala, Reeves, Maverick, Mason, Crockett, Reagan and Terrell.

W. A. Johnson of Hall county, representing District No. 29, composed of the counties of Jack, Young, Throckmorton, Clay, Archer, Wichita, Wilbarger, Baylor, Knox, Foard, Hardeman, King, Dickens, Bailey, Lamb, Hale, Floyd, Motley, Cottle, Lubbock, Hockley, Cochran, Crosby, Childress, Hall, Briscoe, Swisher, Castro, Parmer, Deaf Smith, Randall, Armstrong, Donlev, Collingsworth, Wheeler, Gray, Carson, Potter, Oldham, Hartley, Moore, Hutchinson, Roberts, Hemphill, Lipscomb, Ochiltree, Hansford, Sherman and Dal-  
lam.

J. E. Kauffman of Galveston county, representing District No. 17, composed of the counties of Chambers, Galveston, Brazoria, Matagorda and Wharton.

O. S. Lattimore of Tarrant county, representing District No. 30, composed of the counties of Tarrant, Parker, Hood and Somervell.

E. B. Mayfield of Bosque county, representing District No. 27, composed of the counties of Bell, Coryell, Hamilton and Bosque.

J. C. McNealus of Dallas county, representing District No. 6, composed of the counties of Dallas and Rockwall.

W. O. Murray of Wilson county, representing District No. 22, composed of the counties of Jackson, Calhoun, Victoria, DeWitt, Goliad, Refugio, Bee, Live Oak, Karnes, Willson, Frio, Aransas and Atascosa.

D. A. Paulus of Lavaca county, representing District No. 18, composed of the counties of Colorado, Lavaca, Fayette and Austin.

Julius Real of Kerr county, representing District No. 24, composed of the counties of Bexar, Bandera, Kendall, Kerr and Gillespie.

W. J. Townsend, Jr., of Angelina county, representing District No. 13, composed of the counties of Anderson, Cherokee, Houston, Angelina and Trinity.

Horace W. Vaughan of Bowie county, representing District No. 1, composed of the counties of Bowie, Cass, Marion and Morris.

Robert L. Warren of Kaufman county, representing District No. 9, composed of the counties of Navarro, Henderson and Kaufman.

Q. U. Watson of Lee county, representing District No. 19, composed of the counties of Washington, Burleson, Lee and Bastrop.

John G. Willacy of Nueces county, representing District No. 23, composed of the counties of Cameron, Hidalgo, Starr, Zapata, Webb, Duval, Nueces, McMullen, San Patricio, Dimmit and La Salle.

The Chair then administered the Constitutional oath of office to the above members-elect.

The Chair then directed the roll to be called, the following Senators answering to their names, a quorum being present, as follows:

Adams.  
Astin.  
Bryan.  
Carter.  
Cofer.  
Collins.  
Greer.  
Hudspeth.  
Hume.  
Johnson.  
Kauffman.  
Lattimore.  
Mayfield.  
McNealus.  
Meachum.  
Murray.

Paulus.  
Peeler.  
Perkins.  
Ratliff.  
Real.  
Sturgeon.  
Terrell, McLennan.  
Terrell, Wise.  
Townsend.  
Vaughan.  
Ward.  
Warren.  
Watson.  
Weinert.  
Willacy.

## SIMPLE RESOLUTION.

By Senator Terrell of McLennan:  
Resolved, That the Senate do now proceed to select seats for the session, selections to be made as follows: The Secretary shall place the names of all Senators on separate slips of paper, mix them well and draw from them one at a time. As names are drawn the respective Senators shall select their seats. Before said drawing begins all Senators shall retire behind the bar of the Senate.

The resolution was read and adopted.

In accordance with the above resolution the Senate proceeded to the drawing of seats for the session.

Senator Cofer moved that Senator Paulus be allowed to draw his seat first and the motion was adopted.

## PERMANENT ORGANIZATION.

The Chair stated that the election of the Constitutional officers of the Senate was in order, whereupon Senator Watson offered the following simple resolution:

Resolved by the Senate, That the officers and employes hereinafter designated are essential to the proper service of the Senate.

And shall be appointed and elected and receive such compensation as shall be provided, and shall continue until discharged by the same authority which elects or appoints them to the respective offices or employment to which they shall be elected or appointed;

Provided, that such employment shall not extend beyond the regular session.

Second. That the Senate shall by ballot elect the following officers: Secretary, Assistant Secretary, Sergeant-at-Arms, Assistant Sergeant-at-Arms, Bookkeeper, and Clerk to the Sergeant-at-Arms, Journal Clerk, Assistant Journal Clerk, Calendar Clerk, Assistant Calendar Clerk, Enrolling Clerk, Assistant Enrolling Clerk, Engrossing Clerk, Assistant Engrossing Clerk, Doorkeeper, Assistant Doorkeeper, Chaplain, fourteen Committee Clerks, who shall be stenographers, six General Clerks, all of whom shall be assigned by the President of the Senate to their respective duties; Clerk of the Finance Committee. Each of said officers and

employes shall receive as compensation for their services the sum of \$5 per day.

Third. The President of the Senate shall appoint the following officers and employes of the Senate namely: A private secretary, a postmaster, and a notarial clerk, each of whom shall receive the sum of \$5 per day; eight pages, who shall receive the sum of \$2 per day, and eight porters, who shall receive the sum of \$2 per day.

Fourth. In presenting the names of the candidates for the various places to be filled by election, the Senator presenting a candidate shall write the name of the candidate on a slip of paper, and send same up to the Secretary to be read, and nominating and seconding speeches shall be and they are hereby dispensed with.

Fifth. That the Senate do now proceed to elect by ballot the officers which by the resolution it is required to elect.

Sixth. Resolved, That all officers and employes of the Senate shall be subject to special assignments by the President of the Senate at his discretion and that he shall have authority to change, or add to their duties whenever in his judgment occasion may exist therefor.

WATSON,  
TERRELL, Wise,  
STURGEON,  
PEELER,  
TERRELL, McLennan.

The above resolution was read and adopted.

In accordance with the above resolution the Senate proceeded to the election, by ballot, of officers.

Senators Warren, Townsend and Vaughan were appointed tellers to count the vote.

Senator Perkins made all nominations of the officers as follows:

Nominations for Secretary being in order, Clyde D. Smith of Wichita county was nominated.

There were no other nominations.

Mr. Smith received 29, all the votes cast, and was declared duly and constitutionally elected.

Nominations for Journal Clerk being in order, R. M. Gilmore of Van Zandt county was nominated.

There were no other nominations.

Mr. Gilmore received 29, all votes

cast, and was declared duly and constitutionally elected.

Nominations being in order for Doorkeeper, E. I. Kellie of Jasper county was nominated.

There were no other nominations.

Captain Kellie received 29, all votes cast, and was declared constitutionally elected.

Nominations for Calendar Clerk being in order, E. C. Stanberry of Tarrant county was nominated.

There were no other nominations.

Mr. Stanberry received 29, all the votes cast, and was declared duly and constitutionally elected Calendar Clerk.

Nominations being in order for Sergeant-at-Arms, M. F. Hornbuckle of Bosque county was nominated.

There were no other nominations.

Mr. Hornbuckle received 27, all votes cast, and was declared duly and constitutionally elected.

Nominations being in order for Engrossing Clerk, F. P. Smith of Cooke county was nominated.

There were no other nominations.

Mr. Smith received 25, all votes cast, and was declared duly and constitutionally elected.

Nominations for Enrolling Clerk being in order, J. P. Campbell of Guadalupe county was nominated.

There were no other nominations.

Mr. Campbell received 26, all votes cast, and was declared duly and constitutionally elected.

Nominations for Chaplain being in order, Rev. H. M. Sears was nominated.

There were no other nominations.

Rev. H. M. Sears received 26, all votes cast, and was declared elected Chaplain of the Senate.

Nominations for Assistant Secretary being in order, Joe S. Brown of Rusk county was nominated.

There were no other nominations.

Mr. Brown received 27, all votes cast, and was declared duly and constitutionally elected.

Nominations for Assistant Journal Clerk being in order, Cliff D. Cates of Wise county was nominated.

There were no other nominations.

Mr. Cates received 25, all votes cast, and was declared duly and constitutionally elected.

Nominations for Assistant Sergeant-at-Arms being in order, D. F. Hughes of Limestone county was nominated.

There were no other nominations.

Mr. Hughes received 26, all votes cast, and was declared duly and constitutionally elected.

Nominations being in order for Assistant Doorkeeper, John A. Gano of Travis county was nominated.

There were no other nominations.

Mr. Gano received 27, all votes cast, and was declared duly and constitutionally elected.

Nominations for Assistant Engrossing Clerk being in order, Mrs. Lula Norman of Travis county was nominated.

There were no other nominations.

Mrs. Norman received 24, all votes cast, and was declared duly and constitutionally elected.

Nominations for Assistant Enrolling Clerk being in order, James McAlister was nominated.

There were no other nominations.

Mr. McAlister received 23, all votes cast, and was declared duly and constitutionally elected.

Nominations for Assistant Calendar Clerk being in order, D. H. Cabeen of Fannin county was nominated.

There were no other nominations.

Mr. Cabeen received 24, all votes cast, and was declared duly and constitutionally elected.

The Chair announced that these concluded the election of all the Constitutional officers.

Senator Perkins then offered the following motion in writing:

General Committee Clerks: I move that the following employes be elected, viz.: Mrs. Annie Throckmorton Shirley, Mrs. Daisy Herring, W. P. Williams, Oliver Aldrich, C. R. Buchanan, J. C. Canty.

Stenographers: Miss Carrie Allen, Miss Bessie Milam, Miss Ida Chaffin, W. R. Vermillion, Miss Mary Thompson, Miss Daisy Reedy, Miss Lucile Townsend, Miss Eula Hurlock, W. B. Tatum, Miss Theodora Bell, Miss Fannie M. Gammal, Miss Mary McSpadden, Miss Adele Whittle, Terry Hausmann, Miss Claire Coley; Fred L. Flinn of Brown county for Bookkeeper and Clerk to Sergeant-at-Arms.

The above motion was read and adopted.

The Chair, Lieutenant Governor Davidson, announced the following appointments, which was in accordance with the former organization resolution adopted today:

A. C. Hartman, Victoria county,

Private Secretary to Lieutenant Governor.

Mrs. Elineta Kirkpatrick, Lamar county, Postmistress.

Miss Bessie Sparks, Bell county, Notarial Clerk.

**Pages:**

Jerrold Belcher, Travis county; Alex McNabb, Fort Bend county; Earnest Cornelius, Travis county; Kone Lawhon, Hays county; Willie Taylor, Lampasas county; William Cox, Rockwall county; George Mason, Kaufman county.

**Porters:**

Ellis Monroe, Travis county; Frank Kelly, Caldwell county; Ben Jackson, Ictoria county; Horace Nickels, Dallas county; Mack Brown, DeWitt county; Erwin Hatcher, Robertson county.

**SIMPLE RESOLUTION.**

By Senator Paulus:

Resolved, That each Senator and the Lieutenant Governor be permitted to subscribe for five daily papers at a price not to exceed three cents per copy, daily, to be paid for out of the contingent account expense fund.

Senator Cofer offered the following amendment:

Amend by striking out "five" and inserting "three."

Senator Watson moved to table the amendment, which motion to table was adopted by the following vote:

Yeas—15.

Adams.	Murray.
Astin.	Paulus.
Bryan.	Peeler.
Carter.	Perkins.
Hudspeth.	Watson.
Hume.	Weinert.
Kauffman.	Willacy.
Meachum.	

Nays—14.

Cofer.	Terrell
Collins.	of McLennan.
Greer.	Terrell of Wise.
Johnson.	Townsend.
Mayfield.	Vaughan.
Ratliff.	Ward.
Real.	Warren.
Sturgeon.	

Present—Not Voting.  
McNealus.

Absent.

Lattimore.

The resolution was then adopted.

**REASON FOR VOTING.**

I vote no for subscription of newspapers for members of the Senate to be paid out of contingent fund, as I believe each Senator ought to pay for his own newspapers.

TOWNSEND.

**PRESIDENT PRO TEM.—  
ELECTION OF.**

The Chair stated that the election of a President Pro Tem. of the Senate was in order, whereupon,

Senator Perkins placed in nomination Senator Claude B. Hudspeth of El Paso county for that place.

Senator Perkins in nominating Senator Hudspeth for President pro tem. of the Senate, said:

Mr. President and Gentlemen of the Senate:

When I first came to the Senate of Texas, two years ago, one of the first Senators to meet me at the door and bid me welcome was the big hearted, jovial and brainy Senator from the Cacti, Claude B. Hudspeth. From the first moment I looked into his open, honest and rugged face, I fully believed that he was a man of the people, for the people, and from his heart, would serve the people to the best of his ability, representing his district and following out his instructions, whatever they might be, upon any and all occasions.

Having been born in the great and imperial State of Texas, in the wild and woolly west, almost upon the back of a broncho, his claim of being one of the common people has never, nor can it ever, leave him. Almost at the age of maturity, those people, among whom he was born and reared, elected him to the lower house of the Legislature. So faithfully did he perform the duties there, and so well did he represent that arid district of Texas, that upon two other occasions they honored him with the same position in the lower House. After having served in that capacity three consecutive terms, and well remembering "Thou good and faithful servant, who has been faithful over a few things," the democracy of the intrepid west unanimously elected him

a member of the highest law making body of Texas, and, at the last election, gave him a second term. Being a man of strong intellect, a student of history, and making his daily life and walk one for the betterment of mankind, and for the alleviation of the trials, tribulations and vexations of this life, he has always voted along these lines. And today, as we are to nominate and elect a President Pro Tempore of the greatest law making body of this State, and reaching out through my mind and casting my eye over this body of especially brainy men, who have been elected from each and every district of this State, I can find no one who could fill this position more acceptably to the people of this State and to this Senate than my friend, your friend, and the friend of every man who wants to do right—Senator Claude B. Hudspeth of El Paso. Being well versed in parliamentary law, fair and honorable, as well as equitable, in his dealings with his fellow Senators, I believe I but voice the sentiments of every Senator here when I say that if we elect Claude B. Hudspeth to this high and important position, he will return it to us without soil and untarnished. Upon many questions which confront the people of this great State, Senator Hudspeth and your humble servant widely differ, but I have always conceded to him that honesty of purpose and sincerity of heart for the best interests of the people that I have assumed for myself, and, in doing so, I have always found that he has accorded to me that same courtesy.

Mr. President, in honoring Senator Hudspeth with this high and important position, I believe the Senate of Texas will honor itself. Therefore, I, with great pleasure, place in nomination Senator Claude B. Hudspeth, and ask that he be chosen as President Pro Tempore of this, the greatest law making body in this great and imperial State of Texas.

In seconding the nomination of Senator Hudspeth, Senator Murray said:

Mr. President:

I rise to second the nomination of Senator Hudspeth. In doing so I feel that anything that can say in commendation of the Senator from El Paso will fall far short of defining his peculiar fitness, ability, training, and merit which so much qualifies him to fill this important position. I have

been serving in the Legislature with Senator Hudspeth for some ten or twelve years, and during all these years I have never known of an important measure upon which he did not have an opinion backed up with good argument sustaining his position and indicating clearly (to his mind at least) that he was upon the right side of the question.

Well do I remember Senator Hudspeth's first speech on the floor of the other branch of the Texas Legislature. At that time we had under consideration a land bill, radical in its nature, repealing all former statutes and providing for a new method in disposing of the public school lands of Texas. At that time Senator Hudspeth represented a western representative district, intensely opposed to the class of legislation under consideration and numbered among his constituency many land agents and "bounty jumpers," who had grown fat at the expense of the school children of Texas. It took a man with nerve to stand upon the floor of the Legislature and advocate a law in direct conflict with such an array of opposition as there was at that time in Senator Hudspeth's district, but convinced that the new policy was the correct policy and looking at the matter from the standpoint of the school children of Texas, Senator Hudspeth had the good judgment to know and the courage to do the right, and by reason of his valuable assistance in securing the passage of this law there has been up to this date turned into the State treasury something like twenty-nine millions of dollars placed to the credit of the permanent school fund that would never have found its way into the State treasury had it not been for the earnest efforts and convictions of Senator Hudspeth and those who reasoned as he did upon this subject. He and they felt that the public school fund of Texas was a sacred fund that belonged to the school children of Texas and not to the land agents and the "bounty jumpers." It was on this occasion that he made his first speech upon the floor of the House, an able and extensive argument in favor of the bill. During his speech Emory Smith of Denton, Texas, who has served the State so well and so ably in both branches of the Legislature, came to my seat and asked me what I knew about Hudspeth. I said, "He is a cowboy," and Smith said, "I am sure that is cor-

rect, for watch him. He is singling at one after another, he is pouring it into Bill Jones now, he thinks he is a prairie dog sitting on his hind legs and he is going to lasso him and he can put it over him forty feet off-handed. Watch him catch him." He caught him and he has caught many others since.

Mr. President, it affords me pleasure to second the nomination of a man whom I know so well and whom I know by close and intimate association to be a man vascular with the sentiment of right and justice in every act of his public life. This Senate in honoring Senator Hudspeth and his constituency does an honor to itself in placing upon his brow this distinction.

In seconding Senator Hudspeth's nomination, Senator Sturgeon said: Mr. President and gentlemen of the Senate:

I take pleasure in seconding the nomination of the distinguished Senator from El Paso to the position of President Pro Tem. of the Thirty-second Senate. There are many reasons I could give you why I do this, but for me to mention only a few of them will be sufficient. He has served longer in this Senate than any other member at this time. I do not have reference to those who have been re-elected and have just come back to resume their seats, but I have reference to the hold-over Senators.

I served with him in the Regular Session of the Thirty-first Legislature. I have also served with him in several called sessions since, and while it is a fact that he and I have often differed upon questions coming before this body, I have always endeavored to apply the golden rule, and concede to him that honesty of purpose as I would have him concede to me when we differed upon these questions.

The position for which he has been nominated is an important one, and, knowing him as I do, believe that he will fill that position as an officer and not carry into it his views as he would do while acting upon the floor of the Senate. To fill that one should be broad-gauged, liberal in his views and endeavor to carry out the duties of the office without regard to factions or political differences, and believing that he is one that can do that and will do that, I take great pleasure in seconding his nomination.

There being no other nominations,

the Chair declared nominations closed.

Senators Townsend, Vaughan and Warren were appointed tellers to count the ballot.

Senator Hudspeth received 29 votes and was declared duly and constitutionally elected.

\*The Chair then appointed Senators Perkins, Sturgeon, and Murray to escort Senator Hudspeth to the President's stand, whereupon the Constitutional oath of office was administered him by Lieutenant Governor Davidson.

After Senator Hudspeth had taken the constitutional oath of office, and being introduced to the Senate, he said:

Fellow Senators:

To have a position of this dignity and responsibility bestowed upon me is an honor indeed. I take it, gentlemen of the Senate, that this is not a tribute to my ability as a Parliamentarian or my worth as a legislator, but was prompted by ties of affection too strong for dissolution, too pure for others than friends to bear.

In assuming the duties of this responsible position, I shall pursue the policy that has been pursued by my bosom friend, the distinguished presiding officer of the Senate, Lieutenant Governor Davidson, to the end that every member, no matter what his political faith or creed may be, shall receive exact justice, and at all times fairness and equity will be my guiding star in wielding the gavel of this assemblage, and in the end I hope to convince you that you all look alike, as far as my official actions go, good antis to me.

Having been set adrift upon the sea of life at the premature age of nine, I have met many friends, friends in need and friends in deed, in the cow camp, the Clerk's office, and the constabulary of our western counties, but I have never knew the pure eighteen karat genuine article of friendship until I entered the legislative councils in this granite building. Friendship linked together by links of gold and strands of silver, that it continues on down through the channels of time stamped indelibly never to be forgotten.

In looking over this body of men, every bearing that of gentlemen, the highest degree of integrity and intelligence stamped upon their very

faces, I predict for this an harmonious Session, in my judgment, no discord; bickerings, animosities or dissensions will make their unholy and polluted imprints upon the deliberations of this body, and while to the new members I will say: Gentlemen, we who have served the State in former legislation, welcome you; and we stand ready to give you the benefit of our experience and counsel at any time that will make for the welfare of this great State, and as time rolls by and it comes to a dissolution of this body, you will find that it is like the breaking up of a great family. Now, while we are fresh from the people, and I trust entering upon an era of good cheer and prosperity for Texas, with hope and vigor depicted upon our countenances, and with anticipation of many pleasant-ries connected with this meeting, still in looking over this body again, a melancholy thought arises uppermost in my mind. On my left I see not the face of the big hearted and pure souled Senator from Bowie, Jim Terrell, my friend and companion, although our views on certain matters political are as divergent as one home from the other, still he was my friend indeed. The pleasant countenance of that knightly soul, that good humored and affable gentleman from Weatherford, Alexander, God bless him; the familiar form of that walking encyclopedia of learning, my friend Senator Senter of Dallas, is not there, and on my right the Beaconfield and Chesterfield of the Senate, Charlie Brachfield, who stood for the right as his conscience bade him view it, is not there, and the Senator we all loved and respected so much that we helped him tear up a railroad and build another for the convenience of his people, John Veal, is not there, and the saddest picture in the camera of my mind, I see no more the face of the lamented and much loved Senator from Houston, the dignified and Christian gentleman, Senator Stokes, the likeness of which we will see no more on this earth, and last but not least in the estimation of his fellow Senators, the old war horse from Jasper, who represents a line of a gray band of Spartans that are fast fading into the dim distant past, is not there to rise in his accustomed place and make the usual motion to adjourn for lunch at a time that we were so hungry that we were almost beside ourselves—I do not see the face of this kindly soul

in his seat, but thank God we have placed him in another sphere and in another position where we can enjoy the pleasure of his association. Their places have been filled by the best blood of their districts, men of the highest order, and as we get better acquainted, I feel and trust that we will love you as we loved them.

It has been said by false critics that the Senate was not a dignified body; many harsh and unjust criticisms have been placed upon this body, but I want to say here and now, and I say it with due deference and with the highest esteem for the other side of this chamber, that no man who has ever come to this body from the other side has ever been dissatisfied and wanted to return. And this reminds me that I have had the pleasure of visiting a State Senate of our sister Republic in the South, and sat beside the presiding officer—it was composed of seventeen members; it met at noon; there was no prayer at its opening and no pious devotion marked the opening exercises; the gavel fell and the clerk arose and read the minutes of the previous day which consumed about as much time as it usually takes my good friend, the Senator from Collin, every day, to move that the further reading of the Journal be dispensed with. Then the President arose and asked what was the business before this body, and the leader of the Diaz party arose and said, "Mr. President, I move that the business of this body be taken over until tomorrow." The President passed the motion, saying, all those in favor of the business of this body going over until tomorrow, at 12 o'clock, will say "aye," and the motion carried and the Senate adjourned. I asked the President if that was all the time ordinarily consumed in their regular sessions each day. He said no, that they had transacted an unusual amount of business that day. I asked him if their sessions consumed the entire year. He said no, they usually had four sessions a year, consuming three months each session. They draw \$2500 a year in gold, and evidently believe in legislative rest. As to their political peace, they are not having so much of that at the present time. I left that chamber feeling that in the great commonwealth of Texas we had the most dignified, deliberate and intelligent body of legislators on the face of the globe.

I trust that your stay in Austin



will be pleasant; that our legislation will be wise, brief and for the advancement and upbuilding of our great State. The great State we serve will look after our temporal welfare, and the Senator from Lee, as he indicated in the caucus last night, assisted by Father Sayres, our Chaplain, will take care of our spiritual welfare, so we will want for nothing, and cannot fail.

Again referring back to this distinguished honor, I will say that I thank you in behalf of that vast body of democrats that I have the honor to represent, the most cosmopolitan citizenship of any district in the State. First I represent the sturdy race of Anglo-Saxons that have never winced in the mighty storms of hardships in order to blaze the way for the enlightened State of society that prevails in my district. Next I represent the sturdy Germans, who, only as the Germans can, by their thrift, perseverance and energy, transform a wilderness into habitation and make a barren waste blossom as the rose. Also the economical, industrious Swedes and Bohemians; the frugal and thrifty Mexicans, of which some of our best citizenship is composed. The Chinese, the Japanese, and the Lord only knows how many other kinds of Nationalities. However, the efficient political organization in my city, of which I claim to be an humble member, has made good democrats of them all, and El Paso has valiantly come to the rescue of democracy while the old ship was in peril very recently, and on a number of other occasions.

Again I appreciate the honor, my fellow Senators, that my children can point to the fact with a great deal of boastfulness that their father at one time was just two men removed from the Governor's chair, and I expect that this is about as near as he will ever get to this much coveted place. Fully conscious of the responsibility of the trust so generously and confidently reposed in me, I cheerfully and with profound gratitude accept it.

#### OATH OF OFFICE ADMINISTERED.

The Chair here administered the oath of office to the officers-elect of the Senate, except Assistant Doorkeeper and Assistant Engrossing Clerk.

#### NOTIFICATION COMMITTEES.

Senator Cofer moved that the Chair appoint a committee of three Senators each to notify the Governor and House of Representatives that the Senate was organized and ready for business.

The motion was adopted, and the following committees were appointed:

To notify the Governor: Senators Willacy, Carter and Johnson.

To notify the House: Senators Cofer, Lattimore and Willacy.

The committee to notify the Governor immediately notified the Governor of the organization of the Senate and made their report.

#### STANDING COMMITTEES.

The Chair, Lieutenant Governor Davidson, announced the following standing committees:

Finance Committee: Willacy, chairman; Weinert, Murray, Paulus, Meachum, Warren, Real, Terrell of Wise, Astin, Peeler, Bryan, Kauffman, Johnson, Hudspeth.

Contingent Expenses: Terrell of Wise, Chairman; Bryan, Mayfield, Vaughan, Ratliff, Real, Townsend, Hume, Adams.

#### SIMPLE RESOLUTION.

By Senators Terrell of McLennan and Meachum:

Resolved, That the standing rules of the Senate of the Thirty-first Legislature be adopted as the temporary rules of this Senate until the appointment and report of a committee upon rules and the adoption of permanent rules for the government of this body.

The above resolution was read and adopted.

#### RECESS.

On motion of Senator Meachum, the Senate, at 1:50 o'clock p. m., recessed until 3:30 o'clock today.

#### AFTER RECESS.

The Senate was called to order by Lieutenant Governor Davidson.

#### CAPTAIN KELLIE ACCEPTS.

Jasper Station Texas,  
January 10, 1911.  
Senator J. G. Willacy, Austin.

The compliment appreciated; I accept. Be there tomorrow.

E. I. KELLIE.

Vaughan.  
Ward.  
Warren

Watson.  
Weinert.  
Willacy.

#### ADJOURNMENT.

Senator Cofer moved that the Senate recess until 5 o'clock today.

Senator Watson moved, as a substitute, that the Senate adjourn until 10 o'clock tomorrow.

Action recurred on the substitute motion first, and the same was adopted by the following vote:

#### Yeas—12.

Adams.	Peeler.
Astin.	Real.
Bryan.	Terrell, McLennan
Hudspeth.	Terrell, Wise.
Johnson.	Watson.
Paulus.	Willacy.

#### Nays—11.

Cofer.	Sturgeon.
Collins.	Townsend.
Greer.	Vaughan.
Lattimore.	Ward.
McNealus.	Warren.
Ratliff.	

#### Absent.

Carter.	Meachum.
Hume.	Murray.
Kauffman.	Perkins.
Mayfield.	Weinert.

#### SECOND DAY.

Senate Chamber,  
Austin, Texas,

Wednesday, Jan. 11, 1911.

The Senate met pursuant to adjournment, and was called to order by Lieutenant Governor Davidson.

Roll called, quorum being present, the following Senators answering to their names:

Adams.	McNealus.
Astin.	Meachum.
Carter.	Murray.
Cofer.	Paulus.
Collins.	Peeler.
Greer.	Perkins.
Hudspeth.	Ratliff.
Johnson.	Real.
Kauffman.	Sturgeon.
Lattimore.	Terrell, Wise.
Mayfield.	Townsend.

Absent.

Bryan.  
Hume.

Terrell, McLennan.

Prayer by the Chaplain.

#### ENROLLING CLERK—ELECTION OF.

Senator Watson stated that J. B. Campbell of Hays county, who was elected Enrolling Clerk of the Senate on yesterday, had declined to accept the place, and moved to rescind the vote by which he was elected.

The motion to rescind prevailed.

Senator Watson then moved to rescind the vote by which W. P. Williams of Kaufman county was elected as a General Committee Clerk, stating that it was his intention to nominate Mr. Williams for the position of Enrolling Clerk.

The motion to rescind prevailed.

Senator Watson then placed W. P. Williams of Kaufman county in nomination for the position of Enrolling Clerk.

There were no other nominations, and the Chair declared nominations closed.

Senators Warren, Kauffman and McNealus were appointed tellers to count the vote.

Mr. Williams received 24 votes, and was declared duly and constitutionally elected Enrolling Clerk.

Senator Watson then moved that Finton Hall of Hays county be appointed a General Committee Clerk.

The motion prevailed.

#### OATH OF OFFICE ADMINISTERED.

The Chair, Lieutenant Governor Davidson, then administered the constitutional oath of office to Mr. Williams, Enrolling Clerk, and Mrs. Lula Norman, Assistant Engrossing Clerk.

#### NOTIFICATION COMMITTEE—REPORT OF.

Here the Committee of the Senate to notify the House that the Senate was organized and ready for business appeared at the bar of the Senate and reported that they had performed their duties and asked to be discharged.